

1 remedies which are applicable in a particular locality.
2 These would certainly seem to me to affect the private
3 rights and to arguably be private or civil law.

4 Has the Committee given any thought as to whether
5 these things are intended to be prohibited, or what touch
6 stone or guiding line there would be to determine when
7 something is private civil law and when it isn't.

8 MR. CLAGETT: It is the thinking of the Committee
9 that where you are dealing with the exercise of an independ-
10 ent government power, then that would be an ordinance or
11 action that would affect private or civil rights, but there
12 should be a brake upon the local unit where it might affect
13 those rights other than in the exercise of its county
14 powers.

15 MR. SYKES: If the civil --

16 MR. CLAGETT: And it should not be allowed to
17 do so.

18 MR. SYKES: Would the police power qualify as
19 an independent power?

20 MR. CLAGETT: Yes, I think it would.

21 MR. SYKES: Would it be contemplated, for